



U.S. Department
of Transportation
**Research and
Special Programs
Administration**

400 Seventh St., S.W.
Washington, D.C. 20590

DEC 7 2000

DOT-E 11209
(FOURTH REVISION)

EXPIRATION DATE: November 30, 2002

(FOR RENEWAL, SEE 49 CFR § 107.109)

1. GRANTEE: Persons represented by their agent, The National Propane Gas Association, Arlington, Virginia.
2. PURPOSE AND LIMITATION:
 - a. This exemption authorizes the transportation in commerce of liquefied petroleum gas (LPG) in non-DOT specification cargo tank motor vehicles exclusively for agricultural purposes when operated by a private carrier. This exemption provides no relief from any Hazardous Materials Regulation (HMR) other than as specifically stated herein.
 - b. The safety analyses performed in development of this exemption only considered the hazards and risks associated with transportation in commerce.
3. REGULATORY SYSTEM AFFECTED: 49 CFR Parts 106, 107 and 171-180.
4. REGULATIONS FROM WHICH EXEMPTED: 49 CFR § 173.315(a) insofar as the proposed cargo tank is not an authorized packaging; and the marking requirements in §§ 172.203(a), 172.200, and 172.302(c).
5. BASIS: This exemption is based on the application of National Propane Gas Association (NPGA), as an agent for its members and others, dated November 8, 2000, submitted in accordance with § 107.109.

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6. HAZARDOUS MATERIALS (49 CFR § 172.101):

Proper Shipping Name/ Hazardous Materials Description	Hazard Class/ Division	Identi- fication Number	Packing Group
Petroleum gases, liquefied	2.1	UN1075	N/A

7. SAFETY CONTROL MEASURES:

a. PACKAGING - Packaging prescribed is a non-DOT specification cargo tank motor vehicle commonly known as a moveable fuel storage tender used exclusively for agricultural purposes. In order to qualify for this exemption, cargo tanks must:

- (i) have a minimum design pressure of 250 psig and meet the requirements of the ASME Code in effect at the time of manufacture and be marked accordingly;
- (ii) have a water capacity of 1,200 gallons or less;
- (iii) conform to National Fire Protection Association Pamphlet No. 58; and
- (iv) be mounted securely on a motor vehicle.

b. MARKING - Each cargo tank must be painted white, aluminum or other light reflecting color. The marking requirements of §§ 172.203(a) and 172.302(c) are waived.

c. OPERATIONAL CONTROLS - Packaging covered by this exemption may be operated by a private carrier exclusively for agricultural purposes provided:

- (i) it is loaded to filling limits in conformance with § 173.315(b) for LPG;
- (ii) when loaded, it is moved on public roads by the shortest practical route only between one field and another; and
- (iii) it is moved to or from an LPG distribution facility only when the tank contains petroleum gas, liquefied to no more than 5% of its water capacity.

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8. SPECIAL PROVISIONS:

A current copy of this exemption must be maintained at each facility where the package is offered or reoffered for transportation.

9. MODES OF TRANSPORTATION AUTHORIZED: Motor vehicle.

10. MODAL REQUIREMENTS: A current copy of this exemption must be carried aboard each motor vehicle used to transport packages covered by this exemption.

11. COMPLIANCE: Failure by a person to comply with any of the following may result in suspension or revocation of this exemption and penalties prescribed by the Federal hazardous materials transportation law, 49 U.S.C. 5101 et seq.


- o All terms and conditions prescribed in this exemption and the Hazardous Materials Regulations, 49 CFR Parts 171-180.
- o Registration required by § 107.601 et seq., when applicable.

Each "Hazmat employee", as defined in § 171.8, who performs a function subject to this exemption must receive training on the requirements and conditions of this exemption in addition to the training required by §§ 172.700 through 172.704.

No person may use or apply this exemption, including display of its number, when the exemption has expired or is otherwise no longer in effect.

12. REPORTING REQUIREMENTS: The carrier is required to report any incident involving loss of packaging contents or packaging failure to the Associate Administrator for Hazardous Materials Safety (AAHMS) as soon as practicable. (Sections 171.15 and 171.16 apply to any activity undertaken under the authority of this exemption.) In addition, the holder(s) of this exemption must inform the AAHMS, in writing, of any incident involving the package and shipments made under the terms of this exemption.

Issued in Washington, D.C.:



RA Robert A. McGuire
Associate Administrator for
Hazardous Materials Safety

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(DATE)

Address all inquiries to: Associate Administrator for Hazardous
Materials Safety, Research and Special Programs Administration,
Department of Transportation, Washington, D.C. 20590.
Attention: DHM-31.

The original of this exemption is on file at the above office.
Photo reproductions and legible reductions of this exemption are
permitted. Any alteration of this exemption is prohibited.

Copies of exemptions may be obtained from the AAHMS, U.S.
Department of Transportation, 400 7th Street, S.W., Washington,
DC 20590-0001, Attention: Records Center, 202-366-5046.

PO: AM